

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR 2002-018298

07/09/2004

HON. JOHN FOREMAN

CLERK OF THE COURT
P. Dacey
Deputy

FILED: 07/21/2004

STATE OF ARIZONA

HILARY L WEINBERG

v.

JULIA ANN ALTHOFF (A)
DOB: 02/05/1937

RODRICK S CARTER

AG - ELDER ABUSE CENTRAL
REGISTRY
APO-SENTENCINGS-CCC
APPEALS-CCC
DISPOSITION CLERK-CSC
RFR
VICTIM SERVICES DIV-CA-CCC

SENTENCE - IMPRISONMENT AND PROBATION

State's Attorney:	Hilary Weinberg
Defendant's Attorney:	Rodrick Carter
Defendant:	Present
Court Reporter:	Kathy Incavo

Court and counsel discuss matters. Mr. Randy Jenkins has filed a pleading with the Court. The Court will forward this pleading to the State Bar.

Defendant's motion to proceed pro per is argued to the Court,

IT IS ORDERED denying Motion.

Susan Rayfield addresses the Court.

Dawn Savattone addresses the Court.

Serena Pena addresses the Court.

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Eddie Harrington addresses the Court.

Sandra Knolls addresses the Court.

Ron J. Gold addresses the Court.

Lois Harris addresses the Court

Daniel Martinez addresses the Court.

Kathy Althoff addresses the Court.

Lewis C. Wilson addresses the Court.

Arthur Althoff addresses the Court.

David Althoff addresses the Court.

Adrianna Harmon addresses the Court.

John Althoff addresses the Court.

The Defendant was found guilty after a trial by jury.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1: Reckless Murder

Class 1 felony

A.R.S. § 13-1101, 1104, 710, 702, 702.01, 801

Date of Offense: on or between 4/1/2002 and 4/2/2002

Non Repetitive

OFFENSE: Count 2: Elder Abuse

Class 2 felony

A.R.S. § 13-3623(F)(A)(C), 701, 702, 702.01 and 801

Date of Offense: on or between 4/1/2002 and 4/2/2002

Non Dangerous - Non Repetitive

AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment and is committed to the Arizona Department of Corrections as follows:

Count 1: 10 year(s) from 7/9/2004

Presentence Incarceration Credit: 91 days

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Mitigated

Community Supervision: Imposed pursuant to A.R.S. § 13-603(I).

IT IS ORDERED suspending imposition of sentence and, under the supervision of the Adult Probation Department (APD), placing the defendant on probation for:

Count 2 Probation Term: 5 years

To begin upon physical discharge from prison for a separate offense.

Conditions of probation include the following:

Condition 16 - Restitution, Fines, and Fees:

RESTITUTION: Count 1 and 2 - \$2,401.29 payable \$100.00 per month to the following persons:

Victim Compensation (Individual) \$2,401.29

Restitution ledger provided; priority of payment as stated in the restitution ledger.

Payment shall be 30% of Defendant's earnings while incarcerated at the Arizona Department of Corrections.

PROBATION SERVICE FEE: Count 2 - \$50.00 per month.

Payment shall commence on the first day of the second month upon release from supervision of the Department of Corrections, at not less than \$50.00 per month.

All amounts payable through the Clerk of the Superior Court.

Condition 17 - Not consume or drink any substance containing alcohol.

Condition 18 - Not have any contact with the victim(s) whatsoever, unless approved in writing by the Adult Probation Department.

Probation in Count 2 shall run consecutive to terms in Count 1.

Condition 26 - Other: Not own, operate or work at any care facility.

Count(s) 1: IT IS ORDERED authorizing the Maricopa County Sheriff to deliver Defendant to the Arizona Department of Corrections.

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IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this order together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

FILED: Notice of Appeal from Superior Court.

cc: DOC - Certified Copy via Certification Desk

cc: MCSO-DIS - Certified Copy via Certification Desk

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Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ HON. JOHN FOREMAN
JUDGE OF THE SUPERIOR COURT

(thumbprint)